

**TNRCC, Air Permits Division
Title V Stakeholder Meeting
May 2, 2002
10 am
TNRCC Building C. Room 131E
Minutes**

I. Opening Remarks Kerry Drake

II. Background or Update Information Kerry Drake

The EPA is currently being sued by several environmental groups over the approval the Texas Operating Permit Program. The environmental groups contend, in one lawsuit, that the program should not have been approved if there were deficiencies. A second lawsuit claims that the program has additional deficiencies not identified in the notice of deficiency (NOD). The commission is currently intervening in these lawsuits and has spent the last four weeks negotiating with the environmental groups and the EPA in order to have lawsuit number one dropped. However, resolution of the issues could not be achieved and the lawsuits are going forward.

III. Discussion Topics

A. MACT Hammer Steve Hagle

The Form OP-112(j) (Part I Revision Notification) currently posted on the commission website failed to note that a copy of the form must also be submitted to the EPA. Additionally, if a site is covered by multiple operating permits, this will result in multiple Part I Revision Notification forms being submitted for the site. However, only one CORE Data Form needs to be submitted with the multiple Part I Revision Notification forms.

B. Response to Notice of Deficiencies Tara Capobianco

Draft proposed 30 TAC Chapter 122 and 30 TAC Chapter 116 revisions to correct the EPA NOD were presented. The revisions will be limiting to correcting the deficiencies relating to: practicably enforceable potential to emit limitations, an inadequate statement of basis, incorrect applicable requirement definition, the use of general operating permits (GOPs) for periodic monitoring and compliance assurance monitoring (CAM), and timing for incorporating periodic monitoring and CAM into operating permits. Additional 30 TAC Chapter 122 and 30 TAC Chapter 116 revisions to correct other issues not relating to the NOD (e.g., application representations) will begin later in the year. Comments on the draft proposed revisions were requested to be received before May 8, 2002.

C. Compliance Certifications David Edge

The compliance certification form currently posted on the APD website contains several changes. An identification of monitoring options that are used is now required. In addition, if operating scenarios are used, the scenarios are now required to be identified. A certification of continuous compliance with the underlying requirement cannot be done if there are gaps in the monitoring. However, credible evidence may be used for the gaps in order to certify continuous compliance.

D. Site-Wide General Operating Permit Beryl Thatcher

A revised/renewed site-wide GOP (GOP Number 516) will become effective May 6, 2002 and converts the site-wide GOP in 30 TAC § 122.516 into a non-rule GOP. Although there were several changes to the site-wide GOP, the primary change is the inclusion of minor New Source Review as an applicable requirement. It is only necessary to submit application revisions if something has changed as a result of the GOP Number 516 issuance. Owners or operators will have 45 days to submit an application update, if one is necessary. Additional information relating to the site-wide GOP revision is available in the Site-Wide GOP Technical Summary located on the APD website.

IV. Open Discussion/Action Items

V. Next Meeting Date

The next meeting has been scheduled for June 13, 2002 at 10:00 a.m. Additional information will be sent to stakeholders.

Attendees

Attendee Name
(Please Print Legibly)

Stuart Keil

Tom Monahan

MIKE WAGNER

Chaljubee Ham

Cyndi Levesque

ROHIT SHARMA

Don Smith

Attendee Name
(Please Print Legibly)

Carlos Davis

Bob Kramer

TERESA AAN

BARBARA PADDEN FOR CELINA ROMERO

Aleisha Kriemhoffer

Attendee Name
(Please Print Legibly)

RUBEN T. VERAQUIZ

Bail Worrell

S. MARK CORN & T

MIKE COLDIRON

Peggy Waisanen

Brenda Baxter

Lynn Reed

Rhonda Grigg

PAT STEVENS

ROS JOHNSON

Stan Ross

Jon Fisher

VAN LAUGHLIN

Larsh Wilson

Danny White

Bud Chaffin

LARRY PARCEY

TREY SEAFORD

Alan Timme

Sara Hutson

Paul Bragg

Bill Tillat

SKIP DEES

Carole Stapper

Jan Stavino

Brad Stevermer

Jerome Jarboe

Russell Woznick

Mike Connor